

## **FISH & WILDLIFE COMMISSION AGENDA ITEM COVER SHEET**

**Meeting Date:** April 10, 2014

**Agenda Item:** Commercial Use Administrative Rules

**Division:** Fisheries and Wildlife

**Action Needed:** Proposed

**Time Needed on Agenda for this Presentation:** 10 minutes

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### **Background**

The commercial use administrative rules, originally adopted by the Commission in 2006 and amended in 2009, establish the policy and permit requirements for conducting commercial use on all FWP land, including fishing access sites, wildlife management areas, and state parks (there are two sets of commercial use *fee rules*, one for state parks and another for FASs and WMAs). In 2013, the State Parks and Recreation Board was established and the Commission became the Fish & Wildlife Commission. Rather than creating separate sets of commercial use administrative rules, FWP is recommending that the Commission and the board jointly adopt commercial use rules that would continue to apply to all FWP land.

FWP evaluated the commercial use administrative rules and is recommending that the Commission and the board propose a number of amendments to the current rules. Recommendations include:

- FAS Permit would only be required at fishing access sites and would no longer be required at state parks that provide access to water.

- Restricted Use Permit would be renamed Commercial Use Permit.

- New rule would list the causes for suspending or revoking a commercial use permit.

- Permit holder would have to donate all proceeds from an activity or event, minus expenses, to qualify for a fee adjustment.

### **Public Involvement Process & Results**

If the Commission and the board propose amendments to the commercial use administrative rules, FWP would conduct a public hearing and solicit comments. The Commission and the board will make a final decision after the public comment process.

### **Alternatives and Analysis**

As an alternative to FWP's recommendations, the Commission and the board could propose additional amendments to the rules or choose not to propose the recommendations made by FWP.

### **Agency Recommendation & Rationale**

FWP recommends that the Commission and the board propose the amendments to the commercial use rules, as presented. FWP's recommended amendments reflect experience gained from implementing the rules and permit systems for eight years.

### **Proposed Motion**

I move that the Commission propose the amendments to the commercial use administrative rules as recommended by FWP and approved by the State Parks and Recreation Board on April 9, 2014.